

7
Correspondence between
Board of Public Works
and Seattle Consolidated
Street Ry Co relating
to repair of Albert and
Howell from Eighth
to Mercer streets

B. of A.

H. of D.

No

By

Date

Comm

Filed Dec 10, 1894
R. F. Stewart City Clerk
By Cenzell

[990009]

The City of Seattle

GEORGE F. MEACHAM
SECRETARY

BOARD OF PUBLIC WORKS

Seattle, Washington Dec. 10, 1894. 189

To The Honorable

City Council,

Seattle, Washington.

Gentlemen:-

Referring to a Communication from the Board of Aldermen, dated Nov. 30, 1894, regarding the repair of Albert and Howell Streets from Eighth Street to Mercer Street, the Board of Public Works desires to say, that having obtained from the Corporation Counsel an opinion to the effect that the Railroad Company operating a street car line on those streets, could be required to make the necessary repairs, a notice was served by order of the Board, upon the Seattle Consolidated Street Railway Company, to put the streets in a good condition for travel. The reply of the Consolidated Company to the notice is herewith submitted, also the opinion of the Corporation Counsel referred to.

The Board respectfully awaits such instructions as the City Council may be pleased to make in the matter.

Yours very truly,

George F. Meacham
Secretary.

OFFICE OF M. F. BACKUS, RECEIVER

SEATTLE CONSOLIDATED STREET RAILWAY COMPANY

200 PIKE STREET

TELEPHONE 103.

A. DUNN,
AUDITOR.

12-10-94 Referred by order of
The Board of Public Works to
The City Council

George A. Meacham
Sec'y

SEATTLE, WASHINGTON Dec. 7, 1894.

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DEC 8 1894
BOARD OF PUBLIC WORKS,
SEATTLE, - WASH.

Board of Public Works,

City.

Gentlemen:-

We beg leave to acknowledge receipt of your favor of the 4th inst., and in reply, would say, that there is nothing in our franchise, nor anything in the way of justice that would require us to maintain a pavement through ^{out} Albert and Howell Streets.

We think we are not required to pave ^{out} tracks on any streets, unless the street is paved by the city, on the portion not covered by our track.

We realize, however, that it is an absolute necessity for the traffic in that end of the town to have a paved road way over those streets. We therefore make you the following proposition:-

You furnish us necessary plank delivered on the street, and we will furnish all labor and other material, and keep the paving within our tracks in good repair. Or, we will do the work, furnishing all labor and material, provided the City will pay half the expense of same.

We think that this proposition should meet with your approval, as it seems to us to be eminently fair. Attached hereto, for your convenience, please find your favor referred to.

Yours truly,

Encl.

Respectfully,
C. L. Clark, Sec'y

The City of Seattle

GEORGE F. MEACHAM
SECRETARY

BOARD OF PUBLIC WORKS

Seattle, Washington December 4 1891

To The Consolidated Street Railway Company
Seattle

Washington

Gentlemen

By order
of the Board of Public Works you
are hereby notified to at once re-
pair and otherwise put in good con-
dition for travel the space between
the rails and between the tracks of
the railway operated by you on Howell
Street and on Albi Street in the city
of Seattle

Very Respectfully
George F. Meacham
Secretary

The City of Seattle

LAW DEPARTMENT

Seattle, Washington Dec. 3rd, 1894.

To the Honorable Board of Public Works,

C i t y o f S e a t t l e .

Gentlemen,--

Answering the communication of the Secretary, of date December 1st, 1894, in relation to the duty of the street railway company to keep the street in repair on Howell and Albert Streets, I have to say, that the ordinance granting the franchise to the Seattle Electric Railway & Power Company provides that in the construction of the railway the company shall leave the streets in as good condition for travel as the same were before the construction of the road. It also provides that the railway company shall keep its road in good condition and repair. In my judgment this means that the space between the tracks and the rails shall be kept in such a condition that the street can be used; and whatever improvements may be ~~made~~ necessary to put the street in good condition for travel should be made by the railway company so that the streets may be in as good condition for use as they were before the construction of the road.

I would recommend that a notice be served upon the railway Company to place the street in good condition for travel where it is out of repair before any action is taken by your honorable body towards

The City of Seattle

LAW DEPARTMENT

Seattle, Washington.

(2)

repairing it.

If the company refuse to do so within a reasonable time, an application might be made to the court which appointed the receiver to order the receiver to make such repairs.

Yours truly,

W. T. Scott
Corporation Counsel.

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DEC 3 1894

BOARD of PUBLIC WORKS,
SEATTLE, - WASH.

The City of Seattle

CLERICAL DEPARTMENT

Seattle, Washington, Nov. 30, 1894

Mr. G. N. Alexander,

Superintendent of Streets,

City of Seattle.

Dear Sir:-

At a meeting of the Board of Aldermen, held Nov. 26th, 1894, it was ordered that you be instructed to repair Albert and Howell Streets from Eighth Street to Mercer Street, as regards the planking of said streets, either by having the present planking repaired or removed.

Yours respectfully,

R. F. Stewart

City Clerk.

*Referred to the Board
of Public Works*

G. N. Alexander